



Environmental Health Services

225 Camino del Remedio ♦ Santa Barbara, CA 93110
805/681-4900 ♦ FAX 805/681-4901

Van Do-Reynoso, MPH, PhD *Director*
Suzanne Jacobson, CPA *Chief Financial Officer*
Paige Batson, MA, PHN, RN *Interim Deputy Director*
Douglas Metz, DPM, MPH *Deputy Director*
Polly Baldwin, MD, MPH *Medical Director*
Polly Baldwin, MD, MPH *Interim Health Officer*

2125 S. Centerpointe Pkwy. #333 ♦ Santa Maria, CA 93455-1340
805/346-8460 ♦ FAX 805/346-8485

Lawrence Fay *Director of Environmental Health*

March 28, 2019

Rancho Marcelino Water and Service Company
P.O. Box 141
Solvang, CA 93464

Water System No. CA 4200531

CITATION NO. 04_72_19C_023 LEAD AND COPPER MONITORING VIOLATION FOR 2018

Enclosed is a Citation issued to the Rancho Marcelino Wat public water system.

Your receipt of this notice indicates that your water system has failed to collect a lead and copper sample set from the distribution system during the June through September 2018 compliance period. The California Health and Safety Code (CHSC) requires that you notify the water consumers of this violation. Additionally, the State Water Resources Control Board (SWRCB), Division of Drinking Water (DDW), requires that the Santa Barbara County, Environmental Health Services (SBC EHS) issue a Formal Enforcement Action, e.g. a citation or compliance order, in such circumstances (a monitoring and reporting violation).

The following are the instructions on how to complete the noticing and what information will need to be returned to this office:

- A. The Tier 2 Consumer Notification must include: the action(s) taken to eliminate the cause(s) of the failure, advise the consumers regarding water use, and what precautions they should take. This notice must be signed and dated, then either mailed or directly delivered to each water customer and by a second method of delivery to reach persons not likely to be reached by mail or direct delivery within 30 days of the date on this letter, or by **April 30, 2019**.
- B. A completed, signed, and dated Compliance Certification verifying that the required actions of this Citation have been met must be returned to this office by **October 7, 2019**.

Ensure that a lead and copper sample set is collected and analyzed from the distribution system every three years during the months of June, July, August, or September.

If you have any questions regarding this matter, please contact Belinda Huy at (805) 346-8466 or by email at Belinda.Huy@sbcphd.org.

Sincerely,

Belinda Huy

Belinda Huy
Senior Environmental Health Specialist
EHS Drinking Water Systems Program, Santa Barbara County

Any person who is aggrieved by a citation issued by Santa Barbara County EHS may file a petition with the State Water Resources Control Board (State Water Board) for reconsideration of the citation. Petitions must be received by the State Water Board within 30 calendar days of the issuance of the citation. The date of issuance is the date when SBC EHS mails or serves a copy of the citation, whichever occurs first. If the 30th day falls on a Saturday, Sunday, or state holiday, the petition is due the following business day. Petitions must be received by 5:00 p.m. Information regarding filing petitions may be found at: http://www.waterboards.ca.gov/drinking_water/programs/petitions/index.shtml

Enclosures
Certified Mail No.

cc: Jeff Densmore, P.E., District Engineer, Division of Drinking Water by email at jeff.densmore@waterboards.ca.gov

COUNTY OF SANTA BARBARA
PUBLIC HEALTH DEPARTMENT
ENVIRONMENTAL HEALTH SERVICES

Name of Public Water System: Rancho Marcelino Wat

Water System No: 4200531

Attention: Rancho Marcelino Water and Service Company

P.O. Box 141
Solvang, CA 93464

Issued: March 28, 2019

CITATION FOR NONCOMPLIANCE WITH
CALIFORNIA CODE OF REGULATIONS, TITLE 22, SECTION 64675

LEAD AND COPPER MONITORING VIOLATION
FOR 2018

The California Health and Safety Code (hereinafter "CHSC"), Section 116650 authorizes the Santa Barbara County, Environmental Health Services (hereinafter "SBC EHS"), to issue a citation to a public water system when the SBC EHS determines that the public water system has violated or is violating the California Safe Drinking Water Act (hereinafter "California SDWA"), (CHSC, Division 104, Part 12, Chapter 4, commencing with Section 116270), or any regulation, standard, permit, or order issued or adopted thereunder.

The SBC EHS, acting by and through the State Water Resources Control Board, Division of Drinking Water (hereinafter "Division"), and the Deputy Director for the Division, hereby issues Citation No. 04_72_19C_023 (hereinafter "Citation"), pursuant to Section 116650 of the CHSC to the Rancho Marcelino Wat (hereinafter "Water System"), for violation of California Code of Regulations (hereinafter "CCR"), Title 22, Section 64675.

A copy of the applicable statutes and regulations are included in Appendix 1, which is attached hereto and incorporated by reference.

STATEMENT OF FACTS

The Water System is classified as a community public water system with a population of approximately 300 residents, serving 82 residential service connections.

The Water System is required to maintain a monitoring program for lead and copper levels at the consumers' tap. The minimum number of tap sample sites required for the Water System is based on the population served and whether the Water System is on a standard or reduced monitoring schedule. The monitoring schedule for the Water System was five (5) lead and copper samples due during the compliance period of June, July, August, or September 2018. The last analysis of lead and copper was conducted on 12/19/2012 and is past due. The SBC EHS has not received the analytical results to show that the 2018 lead and copper monitoring was conducted.

DETERMINATION

The Water System was required to collect a minimum of 5 lead and copper samples during the compliance period of June, July, August, or September 2018. The Water

System failed to collect the required number of lead and copper analytical results to the SBC EHS for 2018. Therefore, the SBC EHS has determined that the Water System has failed to comply with CCR, Title 22, Section 64675 during 2018.

DIRECTIVES

The Water System is hereby directed to take the following actions:

1. The Water System shall ensure that its lead and copper monitoring program is maintained in accordance with the Lead and Copper Rule (CCR, Title 22, Sections 64670 through 64690.80) and that the analytical results are reported to the SBC EHS by the 10th day of the month after the end of each period during which such sampling or monitoring was conducted. The samples shall be collected during **June, July, August, or September 2019.**
2. **Within 30 days of the issuance of this Citation, or by April 30, 2019,** notify all persons served by the Water System of the violation of CCR, Title 22, Section 64675, in conformance with Sections 64463.4(b) and (c) and 64465. Appendix 1: Notification Template shall be used to fulfill this Directive, unless otherwise approved by the SBC EHS.
 - By mail or direct delivery of the Public Notification to each customer served by the water system and;
 - By one of the following secondary methods to reach persons not likely to be reached by mail or direct delivery;
 - By publication in a local newspaper, by delivery to community organizations or by posting in conspicuous public places served by the water system or on the internet. If the water system opts to issue the

notice via internet website, the public notice shall remain posted for a minimum of seven (7) consecutive days.

The Water System must determine which option will be used to conduct the secondary distribution of the notice and notify the SBC EHS of their decision (included in Appendix 4: Notification of Receipt) no later than **April 10, 2019**.

3. Complete Appendix 2: Compliance Certification Form. Submit it together with a copy of the public notification required by Directive 2 to the SBC EHS on or before **October 7, 2019**.
4. The Water System shall include this violation in the 2018 Consumer Confidence Report in accordance with CCR, Title 22, Section 64481(g)(1).
5. On or before **April 10, 2019**, complete and return to the SBC EHS the "Notification of Receipt" form attached to this Citation as Appendix 3. Completion of this form confirms that the Water System has received this Citation and understands that it contains legally enforceable directive(s) with due dates.

All submittals, with exception to analytical results, required by this Citation shall be electronically submitted to the SBC EHS at the following address. The subject line for all electronic submittals corresponding to this Citation shall include the following information: Water System name and number, citation number and title of the document being submitted.

Belinda Huy

Belinda.Huy@sbcphd.org

The SBC EHS reserves the right to make modifications to this Citation as it may deem necessary to protect public health and safety. Such modifications may be issued as amendments to this Citation and shall be effective upon issuance.

Nothing in this Citation relieves the Water System of its obligation to meet the requirements of the California SDWA (CHSC, Division 104, Part 12, Chapter 4, commencing with Section 116270, or any regulation, standard, permit or order issued or adopted thereunder.

PARTIES BOUND

This Citation shall apply to and be binding upon the Water System, its owners, shareholders, officers, directors, agents, employees, contractors, successors, and assignees.

SEVERABILITY

The directives of this Citation are severable, and the Water System shall comply with each and every provision thereof notwithstanding the effectiveness of any provision.

FURTHER ENFORCEMENT ACTION

The California SDWA authorizes the SBC EHS to: issue a citation or order with assessment of administrative penalties to a public water system for violation or continued violation of the requirements of the California SDWA or any regulation, permit, standard, citation, or order issued or adopted thereunder including, but not limited to, failure to correct a violation identified in a citation or compliance order.

The California SDWA also authorizes the SBC EHS to take action to suspend or revoke a permit that has been issued to a public water system if the public water

1 system has violated applicable law or regulations or has failed to comply with an
2 order of the SBC EHS, and to petition the superior court to take various enforcement
3 measures against a public water system that has failed to comply with an order of
4 the SBC EHS. The SBC EHS does not waive any further enforcement action by
5 issuance of this Citation.

6
7 *Belinda Huy*

March 28, 2019

8 _____
9 Belinda Huy

Date

10 Senior Environmental Health Specialist

11 EHS Drinking Water Systems Program

12 Santa Barbara County Public Health Department

13 _____
Date

14
15 Appendices 3:

- 16
17 1. Notification Template
18 2. Compliance Certification Form
19 3. Notification of Receipt
20

21 Certified Mail No.

APPENDIX 1. NOTIFICATION TEMPLATE

IMPORTANT INFORMATION ABOUT YOUR DRINKING WATER

Este informe contiene información muy importante sobre su agua potable.
Por favor hable con alguien que lo pueda traducir.

**Lead and Copper Monitoring Requirements
Not Met for Rancho Marcelino Wat During 2018**

Our water system recently violated a drinking water standard. Although this is not an emergency, as our customers, you have a right to know what happened, what you should do, and what we did to correct the situation.

We are required to monitor your drinking water for specific contaminants on a regular basis. Results of regular monitoring are an indicator of whether or not our drinking water meets health standards. During 2018 we did not meet all requirements for lead and copper monitoring throughout the distribution system and therefore cannot be sure of the quality of our drinking water during that time.

What should I do?

- There is nothing you need to do at this time.
- The table below lists the contaminant we did not properly test for during 2018, how many samples we are required to take and how often, how many samples we took, when samples should have been taken, and the date on which follow-up samples were **OR** will be taken.

Contaminant	Required sampling frequency	Number of samples taken	When all samples should have been taken	When samples were OR will be taken
Lead and Copper	Every three years during June through September		June through September 2018	

- If you have health issues concerning the consumption of this water, you may wish to consult your doctor.

What happened? What is being done? _____

[Describe corrective action] _____

We anticipate resolving the problem within [estimated time frame]

For more information, please contact:

[Name of Contact] _____
[Phone Number] or _____
[Mailing Address] _____

Please share this information with all the other people who drink this water, especially those who may not have received this notice directly (for example, people in apartments, nursing homes, schools, and businesses). You can do this by posting this public notice in a public place or distributing copies by hand or mail.

Secondary Notification Requirements

Upon receipt of notification from a person operating a public water system, the following notification must be given within 10 days [Health and Safety Code Section 116450(g)]:

- SCHOOLS: Must notify school employees, students, and parents (if the students are minors).
- RESIDENTIAL RENTAL PROPERTY OWNERS OR MANAGERS (including nursing homes and care facilities): Must notify tenants.
- BUSINESS PROPERTY OWNERS, MANAGERS, OR OPERATORS: Must notify employees of businesses located on the property.

This notice is being sent to you by Rancho Marcelino Wat in compliance with the California Domestic Water Quality and Monitoring Regulations as a means of keeping the public informed.

State Water System ID: 4200531. Date distributed: [Date-Notice Distribution]

APPENDIX 2. COMPLIANCE CERTIFICATION

Citation Number: 04_72_19C_023

Name of Water System: Rancho Marcelino Wat

System Number: 4200531

Certification

I certify that the users of the water supplied by this water system were notified of the lead and copper monitoring violation of California Code of Regulations, Title 22, Section 64675 for the compliance period of 2018 and the required actions listed below were completed.

Required Action	Date Completed
<i>(Citation Directive 2) Public Notification Method(s) Used:_____</i>	
<i>(Citation Directive 1) Collect and analyze lead and copper sample set</i>	

Signature of Water System Representative

Date

Attach a copy of the public notice distributed to the water system's customers.

THIS FORM MUST BE COMPLETED AND RETURNED TO THE SANTA BARBARA COUNTY, ENVIRONMENTAL HEALTH SERVICES, NO LATER THAN OCTOBER 7, 2019.

Disclosure: Be advised that the California Health and Safety Code, Sections 116725 and 116730 state that any person who knowingly makes any false statement on any report or document submitted for the purpose of compliance with the Safe Drinking Water Act may be liable for, respectively, a civil penalty not to exceed five thousand dollars (\$5,000) for each separate violation or, for continuing violations, for each day that violation continues, or be punished by a fine of not more than \$25,000 for each day of violation, or by imprisonment in the county jail not to exceed one year, or by both the fine and imprisonment.

APPENDIX 3. NOTIFICATION OF RECEIPT

Citation Number: 04_72_19C_023

Name of Water System: Rancho Marcelino Wat

System Number: 4200531

Certification

I certify that I am an authorized representative of the Rancho Marcelino Wat and that Citation No. 04_72_19C_023 was received on _____. Further I certify that the Citation has been reviewed by the appropriate management staff of the Rancho Marcelino Wat and it is clearly understood that Citation No. 04_72_19C_023 contains legally enforceable directives with specific due dates.

Print Name of Water System Representative

Signature of Water System Representative

Date

THIS FORM MUST BE COMPLETED AND RETURNED TO THE SANTA BARBARA COUNTY, ENVIRONMENTAL HEALTH SERVICES, NO LATER THAN APRIL 10, 2019.
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Disclosure: Be advised that the California Health and Safety Code, Sections 116725 and 116730 state that any person who knowingly makes any false statement on any report or document submitted for the purpose of compliance with the Safe Drinking Water Act may be liable for, respectively, a civil penalty not to exceed five thousand dollars (\$5,000) for each separate violation or, for continuing violations, for each day that violation continues, or be punished by a fine of not more than \$25,000 for each day of violation, or by imprisonment in the county jail not to exceed one year, or by both the fine and imprisonment.